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10 Attorneys for Plaintiffs,
11 UMG RECORDINGS, INC.; SONY BMG
12 MUSIC ENTERTAINMENT; BMG
13 MUSIC; ARISTA RECORDS LLC; and
14 FONOVIDA, INC.

15 UNITED STATES DISTRICT COURT
16 NORTHERN DISTRICT OF CALIFORNIA

17 UMG RECORDINGS, INC., a Delaware
18 corporation; SONY BMG MUSIC
19 ENTERTAINMENT, a Delaware general
20 partnership; BMG MUSIC, a New York general
21 partnership; ARISTA RECORDS LLC, a
22 Delaware limited liability company; and
23 FONOVIDA, INC., a California corporation,
24 Plaintiffs,

25 v.
26

27 FERNANDO LEDEZMA (AKA FERNANDO
28 LEDEZMA BLANCO),
Defendant.

CASE NO. C 07-0003-JSW

Honorable Jeffrey S. White

**[PROPOSED] JUDGMENT AND
PERMANENT INJUNCTION BASED ON
STIPULATION**

1 The Court, having considered the Stipulation to Judgment and Permanent Injunction
 2 executed by the parties,

3 IT IS ORDERED AND ADJUDGED THAT:

4 1. Defendant shall pay to Plaintiffs in settlement of this action the total sum of
 5 \$11,580.00.

6 2. Defendant shall pay Plaintiffs' costs of suit (complaint filing fee and service of
 7 process fee) in the amount of \$420.00.

8 3. Defendant shall be and hereby is enjoined from directly or indirectly infringing
 9 Plaintiffs' rights under federal or state law in any sound recording, whether now in existence or later
 10 created, that is owned or controlled by Plaintiffs (or any parent, subsidiary, or affiliate record label
 11 of Plaintiffs) ("Plaintiffs' Recordings"), including without limitation by:

- 12 a) using the Internet or any online media distribution system to reproduce (i.e.,
 13 download) any of Plaintiffs' Recordings, to distribute (i.e., upload) any of
 14 Plaintiffs' Recordings, or to make any of Plaintiffs' Recordings available for
 15 distribution to the public, except pursuant to a lawful license or with the
 16 express authority of Plaintiffs; or
- 17 b) causing, authorizing, permitting, or facilitating any third party to access the
 18 Internet or any online media distribution system through the use of an Internet
 19 connection and/or computer equipment owned or controlled by Defendant, to
 20 reproduce (i.e., download) any of Plaintiffs' Recordings, to distribute (i.e.,
 21 upload) any of Plaintiffs' Recordings, or to make any of Plaintiffs' Recordings
 22 available for distribution to the public, except pursuant to a lawful license or
 23 with the express authority of Plaintiffs.

24 Defendant also shall destroy all copies of Plaintiffs' Recordings that Defendant and/or any third
 25 party that has used the Internet connection and/or computer equipment owned or controlled by
 26 Defendant has downloaded without Plaintiffs' authorization onto any computer hard drive or server
 27 owned or controlled by Defendant, and shall destroy all copies of those downloaded recordings
 28 transferred onto any physical medium or device in Defendant's possession, custody, or control.

1 4. Defendant irrevocably and fully waives notice of entry of the Judgment and
2 Permanent Injunction, and understands and agrees that violation of the Judgment and Permanent
3 Injunction will expose Defendant to all penalties provided by law, including for contempt of Court.

4 5. Defendant irrevocably and fully waives any and all right to appeal this Judgment and
5 Permanent Injunction, to have it vacated or set aside, to seek or obtain a new trial thereon, or
6 otherwise to attack in any way, directly or collaterally, its validity or enforceability.

7 6. Nothing contained in the Judgment and Permanent Injunction shall limit the right of
8 Plaintiffs to recover damages for any and all infringements by Defendant of any right under federal
9 copyright law or state law occurring after the date Defendant executes the Stipulation to Judgment
10 and Permanent Injunction.

11 7. The Court shall maintain continuing jurisdiction over this action for the purpose of
12 enforcing this final Judgment and Permanent Injunction.

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14 Dated: October 29, 2007

15 By: _____


Jeffrey S. White
United States District Judge